IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

FRIDAY, THE 9TH MARCH 2007 / 18TH PHALGUNA 1928

WP(C).No. 7957 of 2007(V)

PETITIONERS:

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1. P.K.RAVEENDRANATHA KAMMATH,
S/O. R.KESHAVA KAMMATH, AGED 57 YEARS,
HIGHER SECONDARY SCHOOL TEACHER (HINDI) (RTD.),
T.D.HIGHER SECONDARY SCHOOL, THURAVOOR,
ALAPPUZHA DISTRICT, (RESIDING AT USHUS
PATTATHALIL, THURAVOOR SOUTH.)

2. P.SREEMATHY,
HIGHER SECONDARY SCHOOL TEACHER (BOTANY) (RTD.),
T.D.HIGHER SECONDARY SCHOOL, THURAVOOR,
ALAPPUZHA DISTRICT, (RESIDING AT VIMAL VIHAR,
KARUKAYIL P.O., THIRUVAMPADY, ALAPPUZHA.)

3. K.SREEKUMARI,
HIGHER SECONDARY SCHOOL TEACHER (MALAYALAM),
T.D.HIGHER SECONDARY SCHOOL, THURAVOOR,
ALAPPUZHA DISTRICT, (RESIDING AT CHALUNKAMALAYIL,
P.O.KUNNAMTHANAM, THIRUVALLA, PATHANAMTHITTA
DISTRICT.)

BY ADV. SRI.V.A.MUHAMMED
SRI.K.E.HAMZA
SRI.M.SAJJAD

RESPONDENTS:
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1. **THE STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, TRIVANDRUM.**

2. **THE DIRECTOR OF HIGHER SECONDARY EDUCATION, TRIVANDRUM.**

3. **THE PRINCIPAL, T.D.HIGHER SECONDARY SCHOOL, THURAVOOR, ALAPPUZHA DISTRICT.**

R1 & R2 BY GOVERNMENT PLEADER (SHRI A. J. VARGHESE)

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 09/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. M. JOSEPH, J.

W.P.C. NO. 7957 OF 2007 V

Dated this the 9th March, 2007

JUDGMENT

Petitioners have preferred Ext.P10 purporting to be against Ext.P8. Without expressing any view on the merits of the matter or even the maintainability of Ext.P10, there will be a direction to first respondent to consider and take a decision on Ext.P10. I make it clear that the Government will proceed to consider the merits of the matter only if it has authority in law to consider the same. If it finds that it has authority in law to decide the matter, it will proceed to consider the merits of the matter and take a decision in accordance with law, after hearing the petitioners and any other affected party also, within a period of two months from the date of receipt of a copy of this Judgment. I leave open the contentions of petitioners.

The Writ Petition is disposed of as above.

K. M. JOSEPH, JUDGE

kbk.